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6	UNITED STATES DISTRICT COURT DISTRICT OF NEVADA		
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9	UNITED STATES OF AMERICA,	2:16-mj-00553-PAL-1	
10	Plaintiff,	Stipulation to Continue the	
11	vs.	Preliminary Hearing ( <i>Third</i> Request)	
12	SALOME RIVERA-GUZMAN (aka Jorge Vasquez-Riverio),		
13	· · ·		
14	Defendants.		
15	IT IS HEREBY STIPULATED AND AGREED, by and between DANIEL G.		
16	BOGDEN, United States Attorney, and CRISTINA D. SILVA, Assistant United States		
17	Attorney, counsel for the United States of America, and MONIQUE KIRTLEY,		
18	Assistant Federal Public Defender, counsel for defendant, that the preliminary hearing		
19	date in the above-captioned matter, currently scheduled for November 10, 2016, at 4:00		
20	pm, be vacated and continued for thirty (30) days, to a date and time to be set by this		
21	Honorable Court.		
22	This stipulation is entered into for the following reasons:		
23	1. The parties are working towards a pre-indictment resolution. The		
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1	Government is finalizing a written plea agreement for the defendant's consideration.		
2	Additional time is needed for the defendant to receive, review, and consider the plea		
3	agreement.		
4	2.	The parties agree to the continuan	ce.
5	3.	B. Defendant Rivera-Guzman is in custody but does not object to a	
6	continuance.		
7	4. Additionally, denial of this request for continuance could result in a		
8	miscarriage of justice.		
9	5.	The additional time requested here	ein is not sought for purposes of delay,
10	but to allow for a potential pre-indictment resolution of the case.		
11	6.	The additional time requested by t	his stipulation, is allowed, with the
12	defendant's consent under the Federal Rules of Procedure 5.1(d).		
13	7.	This is the <u>third</u> request for a cont	inuation of the preliminary hearing.
14	DATED this 7th day of November, 2016.		
15 16			Respectfully submitted, DANIEL G. BOGDEN
17			United States Attorney
18		KIRTLEY, ESQ.	//s// CRISTINA D. SILVA
19	Counsel for RIVERA-G		Assistant United States Attorney
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1 UNITED STATES DISTRICT COURT 2 DISTRICT OF NEVADA 3 -oOo-4 UNITED STATES OF AMERICA, 2:16-cr-00553-PAL 5 Plaintiff, 6 vs. **ORDER** 7 SALOME RIVERA-GUZMAN (aka Jorge Vasquez-Riverio), 8 Defendant. 9 10 11 **ORDER** 12 Based on the pending Stipulation of counsel, and good cause appearing 13 therefore, the Court finds that: 14 1. The parties are working towards a pre-indictment resolution. The 15 Government is finalizing a written plea agreement for the defendant's consideration. 16 Additional time is needed for the defendant to receive, review, and consider the plea 17 agreement. 18 2. The parties agree to the continuance. 19 3. Defendant Rivera-Guzman is in custody but does not object to a 20 continuance. 21 4. Additionally, denial of this request for continuance could result in a 22 miscarriage of justice. 23 5. The additional time requested herein is not sought for purposes of delay, 24

1 but to allow for a potential pre-indictment resolution of the case. 26. The additional time requested by this stipulation, is allowed, with the 3 defendant's consent under the Federal Rules of Procedure 5.1(d). 4 7. This is the third request for a continuation of the preliminary hearing. 5 For all of the above-stated reasons, the ends of justice would best be served by a 6 continuance of the preliminary hearing date. 7 CONCLUSIONS OF LAW 8 The ends of justice served by granting said continuance outweigh the best 9 interest of the public and the defendants, since the failure to grant said continuance 10 would be likely to result in a miscarriage of justice, would deny the parties herein to 11 potentially resolve the case prior to indictment, and further would deny the parties 12 sufficient time and the opportunity within which to be able to effectively and 13 thoroughly prepare for the preliminary hearing, taking into account the exercise of due 14 diligence. 15 The continuance sought herein is allowed, with the defendants' consent, 16 pursuant to Federal Rules of Procedure 5.1(d). 17 **ORDER** 18 IT IS THEREFORE ORDERED that the preliminary hearing currently 19 scheduled for November 10, 2016, at the hour of 4:00 pm, be vacated and continued 20 to December 15, 2016, at the hour of 4:00 pm. 21 DATED 10th day of November, 2016. 22 23 UNITED STATES MAGISTRATE JUDGE 24